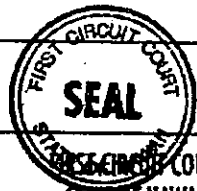


<b>STATE OF HAWAII</b> CIRCUIT COURT OF THE FIRST CIRCUIT	<u>AMENDED</u> <b>JUDGMENT</b> <b>GUILTY CONVICTION AND PROBATION</b> <b>SENTENCE</b> <b>NOTICE OF ENTRY</b>	CASE NUMBER CR. 92-3193
STATE OF HAWAII VS (DEFENDANT) THOMAS E. CAPRIO		POLICE REPORT NUMBER CT VI: 92407057
<b>DEFENDANT'S PLEA</b> <input type="checkbox"/> GUILTY <input checked="" type="checkbox"/> NOT GUILTY <input type="checkbox"/> NO CONTEST		<input checked="" type="checkbox"/> JURY VERDICT <input type="checkbox"/> JUDGE FINDINGS
ORIGINAL CHARGE COUNT VI: KIDNAPPING		CHARGE TO WHICH DEFENDANT PLEAD
DEFENDANT IS CONVICTED AND FOUND GUILTY OF  COUNT VI: KIDNAPPING		
<b>JUDGMENT AND SENTENCE OF THE COURT: PROBATION</b>		
TERM FIVE (5) YEARS nunc pro tunc to September 7, 1993		FINE
SPECIAL CONDITIONS: <input type="checkbox"/> RESTITUTION <input checked="" type="checkbox"/> OTHER (SEE ATTACHED) <input checked="" type="checkbox"/> JAIL (SEE ATTACHED) <b>NOTE:</b> Amended Judgment entered pursuant to <input type="checkbox"/> COMMUNITY SERVICE     Notice and Judgment On Appeal filed May 7, 1997 in the Intermediate Court of Appeals of the State of Hawaii.		
It is adjudged that the Defendant has been convicted and is guilty as stated above.  IT IS THE JUDGMENT AND SENTENCE of the court that the Defendant pay the fine/ restitution indicated and is hereby placed on probation for the period stated above, commencing as of the date of this judgment, unless sooner discharged by order of the court, upon condition that the Defendant comply with all of terms and conditions of probation set forth in the attached document.  IT IS ORDERED that copies of this Judgment be delivered to the Adult Probation Division of this court, that a probation officer of this court take charge of and have supervision of the Defendant and instruct the Defendant regarding the terms and conditions of probation, and that the probation officer furnish the Defendant a copy of this Judgment.		
DATE SIGNED 10/28/97	JUDGE VICTORIA S. MARKS	SIGNATURE VICTORIA S. MARKS
<b>NOTICE OF ENTRY</b>		
THIS JUDGMENT HAS BEEN ENTERED AND COPIES MAILED OR DELIVERED TO ALL PARTIES.		
DATE 10/28/97	CLERK P. NAKAMOTO	

DISTRIBUTION: ☐ ORIG. FILE, ☐ PROS., ☐ DEF., ☐ APD (3'CY), ☐ POLICE, ☐ DIVISION, ☐ JAIL (IF NEC.) /HCJDC

FORM NO. 000106 3/84

JUDGMENT (GUILTY CONVICTION AND PROBATION SENTENCE)

1C-P-063

**STATE OF HAWAII**  
**CIRCUIT COURT OF THE**  
**FIRST CIRCUIT**

**TERMS AND CONDITIONS**  
**OF PROBATION**

CASE NUMBER  
**CR. 92-3193**

**TO: DEFENDANT THOMAS E. CAPRIO**

**IT IS THE ORDER OF THE COURT THAT DURING YOUR TERM OF PROBATION, YOU SHALL COMPLY IN ALL RESPECTS WITH THE FOLLOWING TERMS AND CONDITIONS:**

1. You must not commit another federal or state crime during the term of probation;
2. You must report to a probation officer as directed by the court or the probation officer;
3. You must remain within the jurisdiction of the court unless granted permission to leave by the court or a probation officer;
4. You must notify a probation officer prior to any change in address or employment;
5. You must notify a probation officer promptly if arrested or questioned by a law enforcement officer; and
6. You must permit a probation officer to visit you at your home or elsewhere as specified by the court.
7. Your further special conditions of probation are as follows:  
~~xxx Follow all reasonable instructions which are given to you by your probation officer,~~

(SEE ATTACHMENT)

**NOTE: IF YOUR WHEREABOUTS BECOME UNKNOWN TO YOUR PROBATION OFFICER BECAUSE OF YOUR FAILURE TO KEEP HIM INFORMED, THE COURT MAY ORDER YOUR ARREST. ANY FAILURE BY YOU TO COMPLY WITH ALL OF THE TERMS AND CONDITIONS OF PROBATION WILL MEAN THAT THE COURT CAN REVOKE YOUR PROBATION AND SENTENCE YOU TO PRISON, OR CHANGE OR ADD TO THE TERMS OF PROBATION. YOU ARE FURTHER INFORMED THAT PER HRS 134-7, YOU ARE PROHIBITED FROM OWNING OR POSSESSING ANY FIREARM OR AMMUNITION.**

**THE FOREGOING TERMS AND CONDITIONS OF PROBATION HAVE BEEN EXPLAINED TO ME; I FULLY UNDERSTAND THEM, AGREE TO ABIDE BY THEM IN EVERY WAY AND UNDERSTAND THE CONSEQUENCES. I HAVE RECEIVED A COPY OF THESE TERMS AND CONDITIONS OF PROBATION.**

DATE


4-6-98

DEFENDANT'S SIGNATURE



WITNESSED BY

INTERPRETED BY (PROBATION OFFICER)

 4/6/98

CR. 92-3193

STATE OF HAWAII vs. THOMAS E. CAPRIO

FURTHER SPECIAL TERMS AND CONDITIONS OF PROBATION

HEARING DATE: OCTOBER 27, 1997 (PAGE 1 OF 1)

- A. follow all reasonable instructions which are given to you by your probation officer;
- B. participate satisfactorily in the Hawaii Sex Offender Treatment Program (HSOTP) with the provision that you obtain and maintain sex offender treatment, as approved by the Adult Probation Division (APD), at your own expense until clinically discharged with the concurrence of the APD; monthly progress reports are to be submitted to the APD by the therapist. If deemed by the APD to be financially unable to pay, you shall participate in treatment by the Judiciary contracted therapist with payment to be made in accordance with the APD payment formula; additionally, that his therapist be one who is willing to waive the defendant's confidentiality so that his probation officer is fully informed of the defendant's progress or lack thereof;
- C. submit to electronic monitoring as deemed appropriate by the Adult Probation Division and as prescribed by the HSOTP, to be paid at your own expense;
- D. refrain from the possession/consumption of alcohol and/or illicit/unprescribed drugs/substances;
- E. refrain from purchasing or possessing inappropriate audio or visual materials as clinically defined by your primary therapist; nor shall you frequent any place where such material is available to you;
- F. abide by curfew, travel and leisure time restrictions imposed by the Adult Probation Division;
- G. refrain from hitchhiking and picking up hitchhikers;
- H. not make or attempt to make contact, directly or indirectly, with any minor child, or reside in the same residence with minor children without the permission of the Adult Probation Division;
- I. obtain and/or maintain residence as approved by the Adult Probation Division;
- J. obtain and maintain gainful, full-time employment and/or educational/vocational training as approved by the Adult Probation Division throughout the period of probation except as precluded by treatment;
- K. sign a Waiver of Extradition;
- L. be committed to the custody of the Director of the Department of Public Safety for a period of ONE (1) YEAR jail confinement, with credit for time already served.